



ASSIGNMENT BOOKLET B

LGS 1010

Legal Studies 1010: Section 3 Assignment and Section 4 Assignment

FOR STUDENT USE ONLY

Date Assignment Submitted:

Time Spent on Assignment:

(If label is missing or incorrect)

Student File Number:

Course: _____

FOR OFFICE USE ONLY

Assigned

Teacher: _____

Assignment

Grading: _____

Graded by: _____

Date Assignment Received:

Student's Questions and Comments

Apply Course Label Here

Name

Address

Postal Code

Please verify that preprinted
label is for correct course.

Teacher's Comments

Teacher

INSTRUCTIONS FOR SUBMITTING THIS DISTANCE LEARNING ASSIGNMENT BOOKLET

When you are registered for distance learning courses, you are expected to regularly submit completed assignments for correction. Try to submit each Assignment Booklet as soon as you complete it. Do not submit more than one Assignment Booklet in one subject at the same time. Before submitting your Assignment Booklet, please check the following:

- Are all the assignments completed? If not, explain why.
- Has your work been reread to ensure accuracy in spelling and details?
- Is the booklet cover filled out and the correct module label attached?

MAILING

1. Do **not** enclose letters with your Assignment Booklets. **Send all letters in a separate envelope.**
2. Put your Assignment Booklet in an envelope and take it to the post office and have it weighed. Attach **sufficient postage** and seal the envelope.

FAXING

1. Assignment Booklets may be faxed to the school with which you are registered. Contact your teacher for the appropriate fax number.
2. All faxing costs are the responsibility of the sender.

E-MAILING

It may be possible to e-mail your completed Assignment Booklet to the school with which you are registered. You also may be **required** to e-mail some of your assignments. Contact your teacher for the appropriate e-mail address.

LEGAL Studies 1010

**You and the Law 1: As a Consumer and
as a Family Member**

ASSIGNMENT BOOKLET B



**Learning
Technologies
Branch**

Alberta
EDUCATION

FOR TEACHER'S USE ONLY

Summary

	Total Possible Marks	Your Mark
Section 3 Assignment	21	
Section 4 Assignment	33	
	54	

Teacher's Comments

Legal Studies 1010
 You and the Law 1: As a Consumer and as a Family Member
 Assignment Booklet B
 Section 3 Assignment and Section 4 Assignment
 Learning Technologies Branch
 ISBN 0-7741-2652-3

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This document is intended for	
Students	✓
Teachers	✓
Administrators	
Home Instructors	
General Public	
Other	



You may find the following Internet sites useful:

- Alberta Education, <http://www.education.gov.ab.ca>
- Learning Technologies Branch, <http://www.education.gov.ab.ca/lrb>
- Learning Resources Centre, <http://www.lrc.education.gov.ab.ca>

Exploring the electronic information superhighway can be educational and entertaining. However, be aware that these computer networks are not censored. Students may unintentionally or purposely find articles on the Internet that may be offensive or inappropriate. As well, the sources of information are not always cited and the content may not be accurate. Therefore, students may wish to confirm facts with a second source.

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ASSIGNMENT BOOKLET B
LEGAL STUDIES 1010: YOU AND THE LAW 1:
AS A CONSUMER AND AS A FAMILY MEMBER
SECTION 3 ASSIGNMENT AND SECTION 4 ASSIGNMENT

This Assignment Booklet is worth 54 marks out of the total 100 marks for the assignments. The value of each assignment and each question is stated in the left margin.

Read all parts of your assignment carefully and record your answers in the appropriate places. If you have difficulty with an assignment, go back to your Student Module Booklet and review the appropriate lesson. Be sure to proofread your answers carefully before submitting your Assignment Booklet.

When responding to the questions in this booklet, you are encouraged to use a computer and word-processing application wherever reasonably possible. If you use a computer, be sure that you submit a printed copy that has been carefully proofread. Include your name, course name, and assignment question number on each page. Alternatively, you may be able to arrange with your teacher to submit your written assignments by e-mail.

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Section 3 Assignment: Marriage, Cohabitation, and the Family

1. Knowing that you're a Legal Studies student, people have been coming to you with some questions. The chart that follows contains four questions you've been asked. For each one, check the **Yes** or **No** box and, in the box on the right, provide an explanation.

Question	Yes	No	Explanation
I'm 17 years old and I want to get married, but my parents don't want me to. Can they stop me?			
I married a guy I don't even like because my parents told me I'd never inherit a cent from them unless I did. Is the marriage legal?			
My niece is 19—only three years younger than I am—and we're in love. Can I marry her even though I'm her uncle?			
My husband has been suffering from a serious mental disability for five years now. He no longer knows who I am, and we have no meaningful relationship. Is our 15-year marriage still valid?			

When you've finished answering the preceding question, return to page 84 of the LGS 1010 Student Module Booklet and continue working where you left off.

- 10
2. Your 25-year-old cousin Sarah has been cohabiting with her boyfriend Ted for over four years. During this period, the couple has functioned domestically and economically as most married people do, and they appear to be strongly committed to each other emotionally. They have one child.

Though the relationship seems to be a solid one, Sarah is concerned that if she and Ted ever break up—or if Ted should die—she’ll have no legal rights. She’s worried that since he’s been the principal earner—and so his money was used to buy household belongings—she’d have no claim on anything he decided to take. What’s more, she doubts that she can make any claims on Ted, as a common-law partner, to provide financial support for herself or their child. Finally, since Ted has no will, she’s afraid that his blood relatives would inherit everything if he were to die.

Though you’re no expert in the intricacies of this situation, as a Legal Studies student, you’re sure that your cousin does have some legal rights. Write her a short letter in which you

- explain to her why you think she has legal rights
- suggest one or two rights that she might have
- indicate what steps she might undertake to learn more

You may write your letter in the space provided or use a computer and a word-processing application. If you do the latter, be sure to attach the printout, fully and clearly labelled, to this Assignment Booklet.

Marking Criteria 10 marks

- | | |
|--|---------|
| • An explanation is given as to why the cousin has legal rights. | 3 marks |
| • An indication is made of some of the rights she might have. | 3 marks |
| • Suggestions are given as to steps the cousin should take. | 2 marks |
| • The letter is clearly organized and follows the basic rules of spelling, grammar, and punctuation. | 2 marks |

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There is no text or other markings on the paper.

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

When you've finished answering the preceding question, return to page 95 of the LGS 1010 Student Module Booklet and continue working where you left off.

⑦

3. Alyssa and Logan have been married for four years and have a two-year-old son, Ashton. Lately, Logan has been drinking heavily, and on several occasions when drunk he's punched Alyssa and knocked her down. He's never hit Ashton, but he's threatened to—and Alyssa believes him capable of it.

One evening after drinking even more than usual, Logan becomes rougher than ever before. Terrified, Alyssa manages to pick up Ashton and run next door to your house, where she dials 911 and asks for help from the police.

While awaiting the police, you try to calm Alyssa down by explaining the protection the police will be able to give her under Alberta's *Protection Against Family Violence Act*. Write out your explanation here. In your explanation, be sure to include reference to an *emergency protection order*, a *Queen's Bench Protection Order*, and a *warrant permitting entry*.

Marking Criteria 7 marks

- A clear, full explanation of the basic protection offered by the *Act* in a situation like this is provided. 3 marks
- All three types of court orders mentioned in the question are correctly explained. 3 marks
- The response is clear and well organized and follows the basic rules of grammar, spelling, and punctuation. 1 mark

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Blank lined paper with horizontal ruling lines.

When you've finished answering the preceding question, return to page 101 of the LGS 1010 Student Module Booklet and continue working where you left off.

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5

Section 4 Assignment: When Relationships End

1. Mr. and Mrs. Sanders no longer wish to live together as a married couple, but they don't know whether to get separated or divorced. They've asked you for some preliminary advice before consulting a lawyer. In a paragraph or two, explain for the Sanders the difference between separation and divorce. In your answer, refer to the following:

- separation agreement
- a declaration by a court that the relationship is irreconcilable
- legal grounds for divorce

Marking Criteria 5 marks

- The explanation is accurate. 2 marks
- The three points specified in the question are covered. 3 marks

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This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page or a sheet of stationery. There is no handwriting or other markings on the page.

-
-
-
-

②

3. Mr. and Mrs. Hislop both want a divorce. Mrs. Hislop suggested that they simply lie to the court and say that Mr. Hislop has committed adultery; but her husband is afraid that if the court uncovers this lie the couple will be denied a divorce on the grounds of collusion and they might get into serious trouble. He suggests, instead, that his wife have a real extramarital affair; then everything will be legal.

Is Mr. Hislop right? Explain why or why not. Try to be specific.

4. When his wife began slapping and kicking him every time they had a disagreement, Mr. Kay decided it was time to move out. However, within a few months the couple discovered that they simply couldn't afford to operate two households, so Mr. Kay moved back into the family home. He set up his own suite in the basement and communicated with his wife only to discuss such matters as household finances.

Two years later, Mr. Kay decided that he simply had to divorce his wife, but she decided to fight it. On this basis, answer the following questions:

②

- a. What will Mr. Kay's legal arguments be?

②

- b. What will Mrs. Kay's legal arguments be?

2

- c. What will the court likely decide? Give reasons for your answer.

When you've finished answering the preceding questions, return to page 118 of the LGS 1010 Student Module Booklet and continue working where you left off.

10

5. The Savard family has come to the point where Mr. and Mrs. Savard feel they can no longer continue their marriage. One morning at breakfast Mrs. Savard informs her daughter Constance and her son Darcy that Mom and Dad are no longer able to live together and that Dad has gone to see a lawyer about getting a divorce.

Eventually the case comes to court, and a decision must be made as to who gets custody of the children. Imagine that you're the judge. Given the set of circumstances explained below, which you've determined through questioning the parents and children, decide the following questions:

- Should joint or sole custody be awarded?
- Which parent(s) should be given custody of Darcy?
- Which parent(s) should be given custody of Constance?

Facts about Mrs. Savard:

- She's 45 years old.
- She uses sedatives heavily.
- A psychiatrist's report says that at times she's unstable and is generally unable to cope with stressful situations.
- She has frequently committed adultery in the past few years.
- She hasn't worked at a paying job in the past 20 years.
- She plans to marry a financially secure 65-year-old male friend when the divorce is finalized.
- She loves both children very much; but according to a neighbour, Mrs. White, she clearly favours Darcy and is overly permissive with him. In the neighbour's opinion, this has contributed to Darcy's delinquency.

Facts about Mr. Savard:

- He's 50 years old.
- He has a heart condition that periodically requires emergency treatment.
- He has a drinking problem and often becomes uncontrollably angry and destructive when drunk.
- He works as an industrial designer and makes an annual salary of \$85 000.
- He's willing to give the matrimonial home and large monthly maintenance payments to Mrs. Savard.
- He doesn't presently have a girlfriend and feels he's getting too old to remarry.
- A neighbour, Mrs. Black, testified that Mr. Savard used to beat Darcy; but she hasn't witnessed these beatings in the last two or three years.

Facts about Darcy Savard:

- He's 17 years old.
- He's been in trouble with the law and, according to neighbours and Mr. Savard, is beyond the control of Mrs. Savard.
- He wants to quit school, move out of the matrimonial home, and take up residence with a couple of male friends who have recent criminal records for drug trafficking.

Facts about Constance Savard:

- She's ten years old.
- She requires extensive orthodontal treatments that aren't covered by any medical-payment plan.
- Although she loves both parents, she'd rather stay with her father.
- She wants to stay in the same school district where the matrimonial home is located so as not to lose friends she's made at school.

Present your decisions in a paper in which you clearly explain the factors you considered and the reasons for your decisions. Remember the factors the court usually takes into account in deciding on custody as well as the facts of this case.

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When you've finished answering the preceding question, return to page 127 of the LGS 1010 Student Module Booklet and continue working where you left off.

- ① 6. Mr. Ng died intestate, leaving a wife and two children. His estate amounted to \$70 000. According to Alberta's *Intestate Succession Act*, how would Mr. Ng's estate be distributed?

When you've finished answering the preceding question, return to page 134 of the LGS 1010 Student Module Booklet and continue working where you left off.

- ① 7. Ms. Avery had a lawyer friend draw up her solemn will. She visited her neighbour, Ms. Litke, and asked her to sign as a witness. She then visited another neighbour, Miss Cahill, and asked her to sign. Both women obliged. After that Ms. Avery went home and signed the will herself.

Is this a valid will? Explain your answer.

When you've finished answering the preceding question, return to page 143 of the LGS 1010 Student Module Booklet and continue working where you left off.

8. Mr. Morgan willed his entire estate to his mail carrier. His wife and five children were left without any means of support.

- ① a. Mrs. Morgan claimed that her husband was mentally ill when he made out his will. If this is found to be true, how will the law apply?

①

- b. If the claim of mental illness fails, what other course is open to Mr. Morgan's wife and children?

①

9. Mr. Cartier, aged 40, and his wife, aged 35, were killed instantly in a plane crash. The couple had no children. Mr. Cartier, an only child, was survived by his parents. His wife's parents were deceased, and her only living relative was a sister. Mr. Cartier's will left all of his estate (a total of \$150 000) to his wife. His wife has no will.

Explain how Mr. Cartier's estate will be distributed.

①

10. Mrs. Halvorson, a widow, willed her estate, amounting to \$60 000, equally among her three daughters. A son, who had a successful business, was left out of the will. Two of the daughters signed the will as witnesses.

Explain how this estate would be distributed according to the laws of Alberta.

②

11. Mr. Hayakawa and his sister jointly owned the home in which Mr. Hayakawa had lived with his wife for 40 years. When her husband died, Mrs. Hayakawa, claimed that Alberta's *Dower Act* would allow her to remain in the house until her own death even though Mr. Hayakawa had willed the house to a son by a former marriage.

Explain who will end up with the house and why.

When you've finished answering the preceding questions, submit this Assignment Booklet for assessment. Then return to page 150 of the LGS 1010 Student Module Booklet and continue working where you left off.

LEARNING TECHNOLOGIES BRANCH DISTANCE LEARNING STUDENT COURSE SURVEY

After you have completed the assignments in this course, please fill out this survey. Your constructive comments will be greatly appreciated, as future course revisions can then incorporate any necessary improvements.

We encourage you to go to our website at www.education.gov.ab.ca/lrb and complete and submit this survey electronically. If this is not possible, see the last page of the survey for other ways to submit the survey.

Age (optional): ☐ under 16 ☐ 16 to 18 ☐ 19 to 40 ☐ over 40

School Where You Are Registered to Take This Course: _____

Course Name: _____ Date: _____

Course Copyright Year (See back cover.) _____

Design

1. The recommended process for students is to work through the Student Module Booklet(s) as instructed and then complete the assignments when directed. Did you follow this process?

☐ Yes ☐ No If no, explain.

2. The Student Module Booklet(s) contains a variety of self-assessed activities. Did you find it helpful to be able to check your work and have immediate feedback?

☐ Yes ☐ No If yes, explain.

3. Were the questions and directions in the Student Module Booklet(s) easy to understand?

☐ Yes ☐ No If no, explain.

4. Did you understand what was expected in the Assignment Booklets?

☐ Yes ☐ No If no, explain.

5. The course materials were designed to be completed by students working independently. Were you always aware of what you had to do?

☐ Yes ☐ No If no, provide details.

6. This distance learning course may have included an assortment of drawings, photographs, and charts.

a. Did you find the visuals in this course helpful?

☐ Yes ☐ No Comment on the lines below.

b. Did you find the variety of visuals in this course motivating?

☐ Yes ☐ No Comment on the lines below.

7. Suggestions for Internet use may be included in the course. Were these suggestions helpful?

☐ Yes ☐ No Comment on the lines below.

8. Some activities may have called for the use of a course or textbook CD. Did you use such resources as instructed?

☐ Yes ☐ No Comment on the lines below.

9. How did you submit your assignments?

☐ mail ☐ fax ☐ e-mail ☐ drop off

10. The Student Module Booklet(s) may have directed you to work with your teacher or to consult with your teacher if you were having problems. How well did you work as a team?

Course Content

1. Was enough detailed information provided to help you learn the expected skills and objectives?

☐ Yes ☐ No Comment on the lines below.

2. Did you find the workload reasonable?

☐ Yes ☐ No If no, explain.

3. Did you have any difficulty with the reading level?

☐ Yes ☐ No Please comment.

4. How would you assess your general reading level?

☐ poor reader ☐ average reader ☐ good reader

5. Was the material presented clearly and with sufficient depth?

☐ Yes ☐ No If no, explain.

6. Was a textbook required for the course?

☐ Yes ☐ No If yes, explain where you got it. Did you have any problem getting it?

General

1. What did you like least about the course?

2. What did you like most about the course?

Additional Comments

Only students enrolled with the Alberta Distance Learning Centre need to complete the remaining questions.

1. Did you contact the Alberta Distance Learning Centre for help or information while doing your course?

☐ Yes ☐ No If yes, approximately how many times? _____

Did you find the staff helpful?

☐ Yes ☐ No If no, explain.

2. Were you able to fax or e-mail any of your assignment response pages?

☐ Yes ☐ No If yes, comment on the value of being able to do this.

3. If you mailed your assignment response pages, how long did it take for their return?

4. Was the feedback you received from your correspondence or distance learning teacher helpful?

☐ Yes ☐ No Please comment.

Thanks for taking the time to complete this survey. Your feedback is important to us. If you are mailing this survey, please use the address on the right. Or, you may e-mail or fax the survey, using the address or number below.

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Fax: (780) 674-6561

If you are enrolled at the Alberta Distance Learning Centre and will be mailing your Assignment Booklets to ADLC, you may return this survey with the final Assignment Booklet in the course.